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5 UNITED STATES DISTRICT COURT
6 WESTERN DISTRICT OF WASHINGTON
7 AT SEATTLE

8 JOSEPH JEROME WILBUR, *et al.*,

9 Plaintiffs,

10 v.

11 CITY OF MOUNT VERNON, *et al.*,

12 Defendants.

No. C11-1100RSL

ORDER EXTENDING TIME OF
SUPERVISION

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14 This matter comes before the Court on the Public Defense Supervisor's "Motion to
15 Extend Supervision." Dkt. # 377. The period of supervision and the Public Defense Supervisor's
16 authority under the Memorandum of Decision (Dkt. # 325) is hereby extended until July 1, 2017,
17 in order to allow a smooth transition from the Supervisor to the newly-appointed Public Defense
18 Auditor. The Auditor shall be subject to the protections and prohibitions of paragraphs 3-7, 9,
19 and 12 of this Court's April 22, 2014, protective order (Dkt. # 356) during the remainder of the
20 period of supervision (and shall have access to client information in order to assist Mountain
21 Law in carrying out the representation thereafter as agreed between the Auditor, the Cities, and
22 Mountain Law).

23 Although the conditions that warranted imposition of an injunction no longer prevail in
24 the Cities of Mount Vernon and Burlington, the Supervisor's concerns regarding the durability
25 of the remedy achieved in this case are legitimate. The Court accepts the Cities' representation
26 that they will continue their efforts to guarantee a constitutionally adequate system of public

ORDER EXTENDING TIME OF SUPERVISION

1 defense and encourages them to implement policies, procedures, and/or contractual provisions
2 that reduce attorney turnover in the public defender office, allow adequate municipal supervision
3 of the public defense system, and govern the selection and removal of independent conflict
4 counsel.

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6 As the Court noted at oral argument, the quality of the advocacy in this litigation and the
7 willingness of the Cities to address the constitutional deficits in their public defense system over
8 the past three years are to be commended.

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10 Dated this 20th day of April, 2017.

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13 Robert S. Lasnik
14 United States District Judge
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